

# **Exhibit D**

## United States District Courts — National Judicial Caseload Profile

			12-Month Periods Ending					
			Jun 30 2015	Jun 30 2016	Jun 30 2017	Jun 30 2018	Jun 30 2019	Jun 30 2020
<b>Overall Caseload Statistics</b>	Filings <sup>1</sup>		374,791	388,042	367,157	387,190	405,236	519,341
	Terminations		369,842	352,704	393,885	345,155	429,308	380,391
	Pending		423,680	456,879	428,864	488,658	461,481	599,049
	Percent Change in Total Filings Current Year Over Earlier Year		38.6	33.8	41.4	34.1	28.2	
	Number of Judgeships		677	677	677	677	677	677
	Vacant Judgeship Months <sup>2</sup>		508.0	701.5	1,115.1	1,523.6	1,558.7	1,012.6
<b>Actions per Judgeship</b>	<b>Filings</b>	Total	554	573	542	572	599	767
		Civil	414	429	401	415	434	622
		Criminal Felony	104	107	101	116	125	110
		Supervised Release Hearings	36	37	40	41	40	35
	Pending Cases <sup>2</sup>		626	675	633	722	682	885
	Weighted Filings <sup>2</sup>		482	492	475	507	528	632
	Terminations		546	521	582	510	634	562
	Trials Completed		17	17	17	16	17	13
<b>Median Times (Months)</b>	From Filing to Disposition	Criminal Felony	7.5	7.4	7.7	7.2	7.0	6.4
		Civil <sup>2</sup>	8.8	8.5	10.4	7.8	12.2	8.9
	From Filing to Trial <sup>2</sup> (Civil Only)		26.5	27.1	26.6	26.9	27.2	28.4
<b>Other</b>	Number (and %) of Civil Cases Over 3 Years Old <sup>2</sup>		30,432 8.9	53,003 14.3	59,375 17.2	90,864 22.9	58,659 16.1	54,664 10.9
	Average Number of Felony Defendants Filed per Case		1.3	1.3	1.3	1.3	1.2	1.2
	Jurors	Avg. Present for Jury Selection	48.2	48.4	49.4	52.0	52.3	51.5
		Percent Not Selected or Challenged	36.3	38.1	37.5	37.3	38.1	39.6

## 2020 Civil Case and Criminal Felony Defendant Filings by Nature of Suit and Offense

Total Civil	421,082	Total Criminal <sup>1</sup>	74,339
A-Social Security	18,259	A-Marijuana	1,261
B-Personal Injury/Product Liability	188,878	B-All Other Drugs	19,447
C-Prisoner Petitions	56,823	C-Immigration	28,716
D-Forfeitures and Penalties	1,024	D-Firearms and Explosives	10,456
E-Real Property	5,689	E-Fraud	5,601
F-Labor Suits	15,479	F-Violent Offenses	2,177
G-Contracts	26,012	G-Sex Offenses	2,879
H-Torts (other than Personal Injury/Product Liability)	24,514	H-Forgery and Counterfeiting	171
I-Copyright, Patent, and Trademark	10,178	I-Larceny and Theft	779
J-Civil Rights	42,053	J-Justice System Offenses	654
K-Antitrust	680	K-Regulatory Offenses	718
L-All Other Civil	31,493	L-All Other Criminal	1,480

NOTE: Criminal data in this profile count defendants rather than cases and therefore will not match previously published numbers.

<sup>1</sup> Filings in the "Overall Caseload Statistics" section include criminal transfers, whereas filings "by nature of offense" do not.

<sup>2</sup> See "Explanation of Selected Terms."

## U.S. District Court — Judicial Caseload Profile

## NEW YORK SOUTHERN

NEW YORK SOUTHERN			12-Month Periods Ending						Numerical Standing Within			
			Jun 30 2015	Jun 30 2016	Jun 30 2017	Jun 30 2018	Jun 30 2019	Jun 30 2020				
Overall Caseload Statistics	Filings <sup>1</sup>		13,013	13,074	12,526	13,727	15,085	13,152	U.S.	Circuit		
	Terminations		13,703	12,731	13,252	12,578	14,485	13,463				
	Pending		18,069	18,341	17,030	18,152	18,709	18,354				
	Percent Change in Total Filings Current Year Over Earlier Year		1.1	0.6	5.0	-4.2	-12.8					
Number of Judgeships			28	28	28	28	28	28	75	3		
Vacant Judgeship Months <sup>2</sup>			0.0	11.0	16.0	38.8	66.2	54.6				
Actions per Judgeship	Filings	Total	465	467	447	490	539	470			46	3
		Civil	401	382	364	414	462	404			25	3
		Criminal Felony	43	58	52	49	47	43	80	4		
		Supervised Release Hearings	21	27	31	28	29	23	58	5		
	Pending Cases <sup>2</sup>		645	655	608	648	668	656	20	3		
	Weighted Filings <sup>2</sup>		442	471	457	512	587	535	22	2		
	Terminations		489	455	473	449	517	481	41	3		
	Trials Completed		14	14	15	14	16	10	62	3		
	Median Time (Months)	From Filing to Disposition	Criminal Felony	16.3	14.5	13.1	14.3	14.1	15.2	88	5	
Civil <sup>2</sup>			8.9	7.9	8.4	6.4	6.5	6.4	14	1		
From Filing to Trial <sup>2</sup> (Civil Only)		30.0	25.1	31.4	31.4	30.4	31.3	29	1			
Other	Number (and %) of Civil Cases Over 3 Years Old <sup>2</sup>		2,716 20.0	2,397 17.6	2,265 18.8	2,493 18.8	2,927 20.9	2,790 20.6	86	6		
	Average Number of Felony Defendants Filed per Case		1.7	2.0	2.2	2.0	1.7	1.9				
	Jurors	Avg. Present for Jury Selection	75.8	73.1	68.7	75.7	74.8	104.6				
		Percent Not Selected or Challenged	55.1	55.7	48.6	51.6	52.8	66.7				

## 2020 Civil Case and Criminal Felony Defendant Filings by Nature of Suit and Offense

Type of	Total	A	B	C	D	E	F	G	H	I	J	K	L
Civil	11,305	453	313	1,006	23	88	1,050	1,262	917	1,046	3,401	33	1,713
Criminal <sup>1</sup>	1,211	3	487	44	166	337	61	23	3	5	19	12	51

NOTE: Criminal data in this profile count defendants rather than cases and therefore will not match previously published numbers.

<sup>1</sup> Filings in the "Overall Caseload Statistics" section include criminal transfers, while filings by "Nature of Offense" do not.<sup>2</sup> See "Explanation of Selected Terms."

## U.S. District Court — Judicial Caseload Profile

## CALIFORNIA NORTHERN

CALIFORNIA NORTHERN			12-Month Periods Ending					
			Jun 30 2015	Jun 30 2016	Jun 30 2017	Jun 30 2018	Jun 30 2019	Jun 30 2020
Overall Caseload Statistics	Filings <sup>1</sup>		6,884	7,981	8,532	8,659	8,924	10,008
	Terminations		7,085	6,650	7,178	7,795	8,231	8,307
	Pending		6,424	7,689	9,020	9,850	10,503	12,173
	Percent Change in Total Filings Current Year Over Earlier Year		45.4	25.4	17.3	15.6	12.1	
	Number of Judgeships		14	14	14	14	14	14
Vacant Judgeship Months <sup>2</sup>			0.0	0.0	0.0	0.0	0.0	0.0
Actions per Judgeship	Filings	Total	492	570	609	619	637	715
		Civil	406	495	533	536	546	632
		Criminal Felony	49	38	39	37	45	44
		Supervised Release Hearings	38	37	38	45	46	38
	Pending Cases <sup>2</sup>		459	549	644	704	750	870
	Weighted Filings <sup>2</sup>		486	504	538	594	607	598
	Terminations		506	475	513	557	588	593
	Trials Completed		12	11	10	9	10	6
	Median Time (Months)	From Filing to Disposition	Criminal Felony	13.7	13.2	17.3	19.0	14.7
Civil <sup>2</sup>			7.8	7.4	7.4	7.0	8.5	10.1
From Filing to Trial <sup>2</sup> (Civil Only)		31.6	24.6	26.1	29.7	25.3	29.3	
Other	Number (and %) of Civil Cases Over 3 Years Old <sup>2</sup>		477 9.1	496 7.6	501 6.4	550 6.3	1,341 14.4	1,440 13.1
	Average Number of Felony Defendants Filed per Case		1.5	1.4	1.4	1.3	1.3	1.3
	Jurors	Avg. Present for Jury Selection	60.8	72.9	57.6	67.2	74.7	89.8
		Percent Not Selected or Challenged	42.9	49.1	38.9	26.7	53.4	59.9

Numerical  
Standing  
Within

U.S.	Circuit
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7	2
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12	3
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7	2
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77	11
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35	8
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11	2
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18	4
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20	5
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85	14
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59	8
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59	8
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22	3
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66	8
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## 2020 Civil Case and Criminal Felony Defendant Filings by Nature of Suit and Offense

Type of	Total	A	B	C	D	E	F	G	H	I	J	K	L
Civil	8,850	228	3,110	1,059	11	101	426	655	374	470	1,363	104	949
Criminal <sup>1</sup>	619	26	294	18	116	67	16	27	3	10	6	10	26

NOTE: Criminal data in this profile count defendants rather than cases and therefore will not match previously published numbers.

<sup>1</sup> Filings in the "Overall Caseload Statistics" section include criminal transfers, while filings by "Nature of Offense" do not.<sup>2</sup> See "Explanation of Selected Terms."